GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

EFS&T Department - Diversion of 0.39 Ha. of forest land in Sy.No.901, Compt. No.487 of Tarimela RF of Singanamala Mandal of Ananthapur District in Ananthapur Range of Ananthapur Division in favour of Technical Director, Rural Development Trust, Ananthapur for construction of Percolation Tank - Stage-II Approval accorded – Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.MS.No. 33 **Dated: 04-09-2019**

Read the following:-

1. From PCCF (HoFF), A.P, Lr Rc.No.8256/2016/FCA-1, dt.29-07-2018.
2. State Govt.Lr.No3589/Sec.II/2018, dated.14-09-2018.
3. From GoI, MoEF& C.C, Lr. No.4-079/2018-CHN/1708, dt.25-10-2018.
4. From PCCF(HoFF), Lr.Rc.No.8256/2016/FCA-1, dt.08-05-2019.
5. State Govt.Lr.No3589/Section.II/2018, dated.29-05-2019.
6. From GoI, MoEF & C.C, Lr No.4-APB079/2018-CHN/0915, dt.04-06-2019.

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ORDER:

The Principal Chief Conservator of Forests (Head of Forest Force), Andhra Pradesh, in his letter 1st read above submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 0.39 Ha. of forest land in Sy.No.901, Compt. No.487 of Tarimela RF of Singanamala Mandal of Ananthapur District in Ananthapur Range of Ananthapur Division for construction of Percolation Tank, in favour of Technical Director, Rural Development Trust, Ananthapur for according necessary approval under Section-2 of Forest (Conservation) Act, 1980.

2. The said proposal of Principal Chief Conservator of Forests (Head of Forest Force), Andhra Pradesh, was sent to Government of India, Ministry of Environment, Forests & Climate Change, Regional Office, Chennai, for their approval under Section-2 of Forest (Conservation) Act, 1980 vide State Government letter 2nd read above.

3. Government of India, Ministry of Environment, Forests & Climate Change, Regional Office, Chennai in their letter 3rd read above, have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions as stipulated therein. Accordingly, the State Government vide letter 5th read above, have furnished compliance report on the conditions stipulated by the Government of India, Ministry of Environment, Forests & Climate Change, while according in principle (Stage-I) approval.

4. Government of India, Ministry of Environment, Forests & Climate Change, Regional Office, Chennai in their letter 6th read above, have accorded (Stage-II) approval under Section-2 of Forest (Conservation) Act, 1980, for diversion of 0.39 Ha. of forest land for construction of Percolation Tank in Sy.No.901, Compt. No.487 of Tarimela RF of Singanamala Mandal of Ananthapur District in Ananthapur Range of Ananthapur Division in favour of Technical Director, Rural Development Trust, Ananthapur, subject to compliance of certain conditions as stipulated therein.

5. Government, after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests (Head of Forest Force), Andhra Pradesh, for diversion of 0.39 Ha. of forest land in Sy.No.901, Compt. No.487 of Tarimela RF of Singanamala Mandal of Ananthapur District in Ananthapur Range of Ananthapur Division for construction of Percolation Tank, in favour of Technical Director, Rural Development Trust, Ananthapur, subject to the following conditions:-

1. Legal status of the diverted forest land shall remain unchanged;

2. The State Forest Department shall plant and maintain (for a period of 7 to 10 years) 10 times the number of trees to be felled in the forest land proposed for diversion over 0.50 Ha of degraded forest area in Compt No.482 of Kanumpalli RF from the amount which has already been realized from the User Agency;

3. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency;

4. Wherever feasible the State Forest Department shall carry out translocation of trees instead of resorting to felling, at the cost of the User Agency;

5. Felling of trees on the forest land being diverted shall be kept reduced to the bare minimum and the felling shall be carried out under the strict supervision of the State Forest Department;

6. The Divisional Forest Officer, Ananthapur Forest Division has reported that the proposed forest area is prone for erosion. Hence, the User Agency shall take measures to check soil erosion in the diverted forest area and adjoining forest area also, in consultation with the Divisional Forest Officer concerned, at the project cost;

7. The User Agency shall construct retaining walls and check walls wherever required, in consultation with the Divisional Forest Officer concerned, at the project cost;

8. The User Agency shall not make any kind of artificial path/canal etc to bring water to percolation tank from the hill;

9. The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area proposed for diversion;

10. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;

11. The User Agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid tree felling;

12. Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the User Agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;

13. The total forest area utilized for the project shall not exceed **0.39 ha** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;

14. The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;

15. The User Agency and the State Government shall ensure compliance to provisions of all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;

16. Any other conditions that the Central Government or Additional Director General of Forests (Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency;

17. Progress of the Compensatory Afforestation as mentioned by the Divisional Forest Officer, Ananthapur Forest Division in Si No 12 (v) (a) of part II i.e 121.431 ha of forest land and 1902.766 ha of non-forest land shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal;

18. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as decided by the Additional Director General of Forests (Central), Regional Office, Chennai.

6. The Principal Chief Conservator of Forests (Head of Forest Force), Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

NEERABH KUMAR PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests (Head of Forest Force),
Andhra Pradesh, Guntur.

Copy to:
The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

The Technical Director, Rural Development Trust, Ananthapur.
P.S to Special Chief Secretary to Government, EFS&T Department.
SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER